

FILED

06/23/2025

Bowen Greenwood
CLERK OF THE SUPREME COURT
STATE OF MONTANA

Case Number: OP 25-0432

James H. Parker

Inmate Name

3034794

Inmate ID or AO#

Montana State Prison

Facility of Incarceration

700 Conley Lake Rd.

Address of Facility

Deer Lodge, MT, 59722

City

State

Zip

FILED

JUN 23 2025

Bowen Greenwood
Clerk of Supreme Court
State of Montana

IN THE SUPREME COURT OF THE STATE OF MONTANA

No. 25-0432

[The Clerk of Court will assign a number]

James Houston Parker

NAME

PETITIONER,

v.

Warden Lynn Gayer

NAME OF WARDEN/FACILITY ADMINISTRATOR,

RESPONDENT.

Petition for a Writ
of
Habeas Corpus

I, James H. Parker

[Name of Inmate]

, am representing myself, and I believe that I am entitled to a Writ of Habeas Corpus under § 46-22-101, MCA, for one or more of the following reasons:

[Check the applicable box]:

The Department of Corrections has incorrectly calculated my sentence which illegally extends my parole eligibility or discharge date.

The Parole Board should have granted me a parole AND the Board violated my Due Process rights in denying me a parole.

I am entitled to more credit for jail time served than I received.

My sentence is illegal because:

I was sentenced after April 28, 1999, and I received a sentence of more than 5 years to the Department of Corrections, none of which was suspended.

My sentence violates my right to be free from double jeopardy.

The length of my sentence is longer than the law allows.

I am entitled to good time that is not credited against my sentence.

I am being held in jail and I believe my bail is excessive.

Other reason incarceration is illegal.

Describe in detail why you are entitled to habeas corpus relief. Be specific. If possible, provide citations to legal authority. Attach any documents that help you explain why the Court should grant your petition. A copy of any judgments, orders or other documents that support your argument must be provided.

I need to complete this section of relief period. I just sent you a "past-conviction relief" form and you - the "~~clerk~~ Clerk of MT, Supreme Court" told me to mail it to the "Great Falls" district court. They mentioned my ← children at my last parole hearing, those 2 charges are non-violent, you have a copy of my "past-conviction relief" forms on file; through "Federal HaBee@corpus" I'll be bringing some of these same "constitutional rights."

"Refusing housing due to medical reasons."

So I'll be sending the legal original forms
to the "District Court" in Great Falls -
address you sent me along with
this form. All of this being said
just to ask the "Montana Supreme
Court" ~~to~~ to respectfully be released
due to the fact that I ~~do~~ have
no knowledge of any crime or
crimes.

Respectfully, Please and

Thank You,

James L. L...

[Use extra pages if necessary]

P. 3 of 5

As relief, I request the following:

- my immediate release from prison.
- reduction of my sentence or that this Court remand this cause to the district court directing the court to resentence me to a lesser sentence.
- that the Department of Corrections recalculate my sentence as this Court directs.

Other relief. Explain:

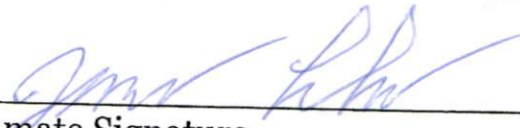
If they ask about parole: Due to
medical issues with my right ankle
with 5 pins and 2 plates in which one
of the pins is broke / and I just recently
re-injured it.

VERIFICATION

STATE OF MONTANA)
County of Cascade) : ss.

I believe I am being incarcerated illegally. I certify that the contents of this petition are true and accurate to the best of my knowledge.

DATED this 12th day of June, 2025.


Inmate Signature

James Houston Parker
Printed Name

CERTIFICATE OF MAILING (SERVICE)

I hereby certify that on June 12th, 20 25, I have mailed the Petition for a Writ of Habeas Corpus, as noted by a check mark (✓), to the following attorney by placing a copy in the United States Mail, postage prepaid:

State of Montana (see INSTRUCTIONS #9)

Office of the Attorney General

P. O. Box 201401

Helena, MT 59620-1401

or

Cascade County Attorney (see INSTRUCTIONS #9)
[Write name of County]

415 Second Avenue North,

Great Falls, MT

59401


[Signature]

James Houston Parker
[Print name]